



DRAFT MINUTES

GOVERNMENT OPERATIONS INTERIM COMMITTEE

Wednesday, November 20, 2019 | 8:30 a.m. | 450 State Capitol

Members Present:

Sen. Daniel W. Thatcher, Chair
Rep. Marc K. Roberts, Chair
Sen. Don L. Ipson
Sen. Jani Iwamoto
Sen. Todd Weiler
Rep. Brady Brammer
Rep. Suzanne Harrison
Rep. Karen Kwan
Rep. Phil Lyman
Rep. Val L. Peterson
Rep. Candice B. Pierucci

Rep. Travis M. Seegmiller
Rep. Andrew Stoddard

Members Absent:

President J. Stuart Adams
Rep. Kyle R. Andersen
Rep. Jon Hawkins

Staff Present:

Mr. Brian J. Bean, Policy Analyst
Mr. Thomas R. Vaughn, Associate General Counsel
Ms. Tracey Fredman, Administrative Assistant

Note: A copy of related materials and an audio recording of the meeting can be found at www.le.utah.gov.

1 . Committee Business

Chair Roberts called the meeting to order at 8:47 a.m.

MOTION: Sen. Weiler moved to approve the minutes of the October 16, 2019, meeting. The motion passed with a vote of 10 - 0 - 6.

Yeas-10

Rep. B. Brammer
Rep. S. Harrison
Sen. J. Iwamoto
Rep. K. Kwan
Rep. P. Lyman
Rep. V. Peterson
Rep. M. Roberts
Rep. A. Stoddard
Sen. D. Thatcher
Sen. T. Weiler

Nays-0

Absent-6

Sen. J. Adams
Rep. K. Andersen
Rep. J. Hawkins
Sen. D. Ipson
Rep. C. Pierucci
Rep. T. Seegmiller

2 . Draft Legislation "Boards and Commissions Amendments"

[2a - Summary of Draft Legislation, Boards and Commissions Amendments](#)

[2b - Draft Legislation "Boards and Commission Amendments"](#)

Brian Bean, Policy Analyst, Office of Legislative Research and General Counsel, presented draft legislation "Boards and Commissions Amendments" and explained that the bill repeals, places sunset provisions on, and amends provisions related to certain boards and commissions.

Sen. Iwamoto expressed her desire to either remove the Native American Remains Review Committee from the bill or to extend the sunset date in the bill for that committee.

Rep. Peterson commented that he would like to keep the sunset provision for the Native American Remains Review Committee in the bill.

Ken Williams, Director, Division of Archives and Records Service, commented on and expressed concern regarding provisions in the bill that address Internet resources.

MOTION: Sen. Iwamoto moved to amend draft legislation "Boards and Commissions Amendments" on line 2755 by replacing "2023" with "2025". The motion passed with a vote of 8 - 0 - 8.

Yeas-8

Rep. B. Brammer
Rep. S. Harrison
Sen. J. Iwamoto
Rep. K. Kwan
Rep. P. Lyman
Rep. V. Peterson
Rep. M. Roberts
Sen. D. Thatcher

Nays-0Absent-8

Sen. J. Adams
Rep. K. Andersen
Rep. J. Hawkins
Sen. D. Ipson
Rep. C. Pierucci
Rep. T. Seegmiller
Rep. A. Stoddard
Sen. T. Weiler

MOTION: Rep. Peterson moved to approve as a committee bill draft legislation "Boards and Commissions Amendments" as amended. The motion passed with a vote of 10 - 0 - 6.

Yeas-10

Rep. B. Brammer
Rep. S. Harrison
Sen. J. Iwamoto
Rep. K. Kwan
Rep. P. Lyman
Rep. V. Peterson
Rep. M. Roberts
Rep. T. Seegmiller
Sen. D. Thatcher
Sen. T. Weiler

Nays-0Absent-6

Sen. J. Adams
Rep. K. Andersen
Rep. J. Hawkins
Sen. D. Ipson
Rep. C. Pierucci
Rep. A. Stoddard

3 . Draft Legislation "Election Amendments"

[3a - Draft Legislation, "Election Amendments"](#)

Rep Harrison presented draft legislation "Election Amendments" and explained that the bill updates state law to be consistent with current election administration and voting practices, including the fact that most voters in the state vote by mail.

Thomas Vaughn, Associate General Counsel, Office of Legislative Research and General Counsel, highlighted key provisions of the legislation, including provisions that address the duties of election officers and poll workers.

Brian McKenzie, Director of Elections, Davis County, discussed the bill's modification to the voter registration deadline.

MOTION: Rep. Peterson moved to amend draft legislation "Election Amendments" by:

(1) on lines 7 and 8, striking the language "provide that the primary voting method in Utah is conducted by mail and to"; (2) deleting line 1727 and renumbering remaining subsections, and references to those subsections, accordingly; (3) on line 1729, striking the word "also"; and (4) between lines 1729 and 1730, inserting the following: "(a) by mail;" and renumbering the remaining subsections, and references to those subsections, accordingly. The motion passed with a vote of 11 - 0 - 5.

Yeas-11

Rep. B. Brammer
Rep. S. Harrison
Sen. D. Ipson
Sen. J. Iwamoto
Rep. K. Kwan
Rep. P. Lyman
Rep. V. Peterson
Rep. M. Roberts
Rep. T. Seegmiller
Sen. D. Thatcher
Sen. T. Weiler

Nays-0Absent-5

Sen. J. Adams
Rep. K. Andersen
Rep. J. Hawkins
Rep. C. Pierucci
Rep. A. Stoddard

MOTION: Rep. Peterson moved to recommend as a committee bill draft legislation "Election Amendments" as amended. The motion passed with a vote of 11 - 0 - 5.

Yeas-11

Rep. B. Brammer
Rep. S. Harrison
Sen. D. Ipson
Sen. J. Iwamoto
Rep. K. Kwan
Rep. P. Lyman
Rep. V. Peterson
Rep. M. Roberts
Rep. T. Seegmiller
Sen. D. Thatcher
Sen. T. Weiler

Nays-0Absent-5

Sen. J. Adams
Rep. K. Andersen
Rep. J. Hawkins
Rep. C. Pierucci
Rep. A. Stoddard

4 . Draft Legislation "Ballot and Voter Information Amendments"[4a - Draft Legislation "Ballot and Voter Information Amendments"](#)

Sen. Thatcher assumed the chair.

Thomas Vaughn presented draft legislation "Ballot and Voter Information Amendments" and explained that the bill amends provisions related to ballots and information provided to voters.

Ricky Hatch, Clerk/Auditor, Weber County, gave a presentation, Ballot and Voter Information Amendments, and explained that the draft legislation would simplify ballot language.

MOTION: Rep. Roberts moved to approve draft legislation "Ballot and Voter Information Amendments" as a committee bill. The motion passed with a vote of 11 - 0 - 5.

Yeas-11

Rep. B. Brammer
Rep. S. Harrison
Sen. D. Ipson
Sen. J. Iwamoto
Rep. K. Kwan
Rep. P. Lyman
Rep. V. Peterson
Rep. M. Roberts
Rep. T. Seegmiller
Sen. D. Thatcher
Sen. T. Weiler

Nays-0Absent-5

Sen. J. Adams
Rep. K. Andersen
Rep. J. Hawkins
Rep. C. Pierucci
Rep. A. Stoddard

Rep. Roberts resumed the chair.

5 . Draft Legislation "Drug Disposal Program"

[5a - Draft Legislation "Drug Disposal Program"](#)

Sen. Thatcher presented draft legislation "Drug Disposal Program" and explained that the bill establishes a program for the secure and environmentally friendly disposal of prescription and over-the-counter drugs.

MOTION: Chair Thatcher moved to recommend draft legislation "Drug Disposal Program" as a committee bill. The motion passed with a vote of 12 - 0 - 4.

Yeas-12

Rep. B. Brammer
Rep. S. Harrison
Sen. D. Ipson
Sen. J. Iwamoto
Rep. K. Kwan
Rep. P. Lyman
Rep. V. Peterson
Rep. M. Roberts
Rep. T. Seegmiller
Rep. A. Stoddard
Sen. D. Thatcher
Sen. T. Weiler

Nays-0

Absent-4

Sen. J. Adams
Rep. K. Andersen
Rep. J. Hawkins
Rep. C. Pierucci

6 . Draft Legislation "Unlawful Disposal of Drugs"

[6a - Draft Legislation "Unlawful Disposal of Drugs"](#)

Sen. Thatcher explained draft legislation "Unlawful Disposal of Drugs" and responded to questions from the committee.

Chair Roberts introduced Rep. Candice Pierucci as a new member of the committee and Legislature.

Leland Myers, Executive Director, Wasatch Front Water Quality Council, explained current problems associated with drugs being disposed of into wastewater.

Kory Holdaway, KMH Consulting and Government Affairs, expressed opposition to criminalizing the disposing of drugs into wastewater.

Lori Hicks, APA, spoke in favor of provisions in the bill that would provide public education on drug disposal.

MOTION: Sen. Thatcher moved to approve draft legislation "Unlawful Disposal of Drugs" as a committee bill.

SUBSTITUTE MOTION: Sen. Iwamoto moved to amend line 161 by, after the word "to", insert the language "intentionally or knowingly". The substitute motion passed with a vote of 13 - 0 - 3.

Yeas-13

Rep. B. Brammer
 Rep. S. Harrison
 Sen. D. Ipson
 Sen. J. Iwamoto
 Rep. K. Kwan
 Rep. P. Lyman
 Rep. V. Peterson
 Rep. C. Pierucci
 Rep. M. Roberts
 Rep. T. Seegmiller
 Rep. A. Stoddard
 Sen. D. Thatcher
 Sen. T. Weiler

Nays-0Absent-3

Sen. J. Adams
 Rep. K. Andersen
 Rep. J. Hawkins

MOTION:

Sen. Thatcher moved to approve draft legislation "Unlawful Disposal of Drugs" as a committee bill.
 The motion failed with a vote of 5 - 7 - 4.

Yeas-5

Sen. D. Ipson
 Sen. J. Iwamoto
 Rep. V. Peterson
 Sen. D. Thatcher
 Sen. T. Weiler

Nays-7

Rep. B. Brammer
 Rep. S. Harrison
 Rep. K. Kwan
 Rep. P. Lyman
 Rep. C. Pierucci
 Rep. T. Seegmiller
 Rep. A. Stoddard

Absent-4

Sen. J. Adams
 Rep. K. Andersen
 Rep. J. Hawkins
 Rep. M. Roberts

7 . Draft Legislation "Government Use of Facial Recognition Technology"[7a - Draft Legislation "Governmental Use of Facial Recognition Technology"](#)

Sen. Thatcher explained draft legislation "Government Use of Facial Recognition Technology," with the assistance of Brian Redd, Department of Public Safety. Committee discussion and questions ensued.

Maryann Christensen, Executive Director, Utah Eagle Forum, spoke in opposition to the bill and the the use of driver license images in criminal cases.

Marina Lowe, American Civil Liberties Union of Utah, spoke in opposition to the bill, but acknowledged that the Legislature should address the government's use of facial recognition technology.

Andrew Martin DelCampo, resident, spoke in opposition to the bill, citing concerns over privacy violations.

MOTION:

Chair Thatcher moved to adjourn. The motion passed with a vote of 10 - 1 - 5.

Yeas-10

Rep. B. Brammer
 Rep. S. Harrison
 Sen. D. Ipson
 Rep. K. Kwan
 Rep. P. Lyman
 Rep. C. Pierucci
 Rep. M. Roberts
 Rep. T. Seegmiller
 Rep. A. Stoddard
 Sen. T. Weiler

Nays-1

Sen. D. Thatcher

Absent-5

Sen. J. Adams
 Rep. K. Andersen
 Rep. J. Hawkins
 Sen. J. Iwamoto
 Rep. V. Peterson

Chair Roberts adjourned the meeting at 11:11 a.m.



8 . Ranked Choice Voting Pilot Project Report

This agenda item was not discussed.

9 . Audit Review: Same Day Voter Registration Controls

This agenda item was not discussed.

10 . Required Report: World War II Memorial Commission

This agenda item was not discussed.